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14  
15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 SAN FRANCISCO DIVISION

18  
19 *In re Carrier IQ, Inc. Consumer Privacy  
20 Litigation*

21 [This Document Relates to All Cases]

22 Case No. C-12-md-2330-EMC

23 **FURTHER JOINT CASE  
24 MANAGEMENT CONFERENCE  
25 STATEMENT**

26 Date: December 11, 2014  
27 Time: 10:30 a.m.  
28 Place: Courtroom 5, 17<sup>th</sup> Floor  
Judge: Hon. Edward M. Chen

Pursuant to Civil Local Rule 16-10(d), Plaintiffs' interim co-lead counsel and counsel for Defendants Carrier IQ, Inc., HTC America, Inc., HTC Corporation, Huawei Devices USA, Inc., LG Electronics MobileComm U.S.A, Inc., Motorola Mobility LLC, Pantech Wireless, Inc., Samsung Telecommunications America, LLC, and Samsung Electronics Co., Ltd. (collectively, "Defendants") submit the following Further Joint Case Management Conference Statement in advance of the Further Case Management Conference currently scheduled for December 11, 2014. Because the parties plan to participate in a second day of mediation on December 16, 2014 as discussed in more detail below, the parties jointly request that the Case Management Conference be moved to January 15, 2015.

#### **1. SETTLEMENT BETWEEN CARRIER IQ AND PLAINTIFFS**

As described in the Joint Notice of Settlement submitted to the Court on November 3, 2014 (Dkt. No. 322), Defendant Carrier IQ and Plaintiffs have reached an agreement in principle that will resolve Plaintiffs' claims against Carrier IQ on a class-wide basis. Plaintiffs and Carrier IQ continue to consult regarding a motion for preliminary approval. Following the upcoming mediation scheduled for December 16, 2014 between Plaintiffs and the remaining Defendants, Plaintiffs and Carrier IQ will notify the Court of how they will proceed with settlement approval.

#### **2. MEDIATION WITH REMAINING DEFENDANTS**

On November 12, 2014, the parties (except for Pantech Wireless, Inc.) participated in an all-day mediation session with the Hon. James Larson (Ret.) at JAMS. While the parties were unable to reach a global settlement during this mediation, the parties believe that a second mediation session is worthwhile. Accordingly, the parties have scheduled a second all-day mediation session with Judge Larson for December 16, 2014.

In light of this additional mediation, the parties request that the Court reschedule the Further Case Management Conference currently scheduled for December 11, 2014, to January 15, 2014. The parties will submit an additional report on the status of mediation efforts to the Court no later than December 19, 2014.

1 Dated: December 4, 2014

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**ATTESTATION PURSUANT TO LOCAL RULE 5-1(j)(3)**

19 I, Tyler G. Newby, am the ECF User whose identification and password are being used to  
20 file this **FURTHER JOINT CASE MANAGEMENT CONFERENCE STATEMENT**. In  
21 compliance with Civil Local Rule 5-1(i)(3), I hereby attest that all signatories have concurred in  
22 this filing.

24 || Dated: December 4, 2014

/s/ Tyler G. Newby  
Tyler G. Newby

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